

THE UNITED STATES PATENT AND TRADEMARK OFFICE

## **RESPONSE TO “NOTICE TO FILE MISSING PARTS”**

**EV 094 907 159 US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): KEITH et al.

Group Art Unit: TBA

Serial No.: 10/021,698

Examiner: TBA

Filed: October 22, 2001

For: NUCLEOTIDE AND AMINO ACID SEQUENCES RELATING TO RESPIRATORY DISEASES AND OBESITY

**RESPONSE TO "NOTICE TO FILE MISSING PARTS"**

BOX: MISSING PARTS  
Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the NOTICE TO FILE MISSING PARTS OF APPLICATION--FILING DATE GRANTED dated March 7, 2002, Applicant(s) submit(s) herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

- ☒ Copy of Notice to File Missing Parts
- ☒ Executed Declaration
- ☐ Application Filing Fees
- ☒ Formal Drawings and Transmittal
- ☒ Petition for a 2-Month Extension of Time
- ☒ A check in the amount of \$130.00 for the Declaration Surcharge is attached.
- ☒ A check in the amount of \$400.00 for the 2-Month Extension of Time Fee is attached.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 13-4500, Order No. 2976-4044US1. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: July 2, 2002

By: 

Caryn DeHoratius

Registration No. 45,881

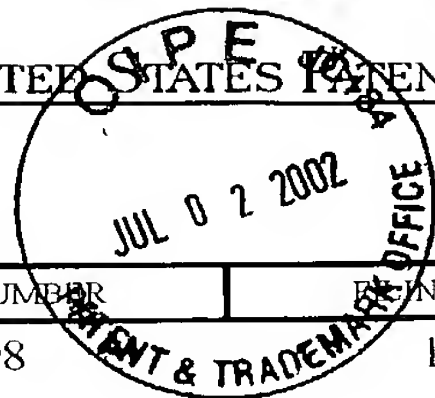
Correspondence Address:

MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154-0053  
(212) 758-4800 Telephone  
(212) 751-6849 Facsimile



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON D.C. 20231  
www.uspto.gov



APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,698	10/22/2001	Jim Keith	2976-4044US1

CONFIRMATION NO. 2256

FORMALITIES LETTER



\*OC000000007593201\*

MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154-0053

Date Mailed: 03/07/2002

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm (1 inch), a left side margin of at least 2.5 cm (1 inch), a right side margin of at least 1.5 cm (5/8 inch), and a bottom margin of at least 1.0 cm (3/8 inch).

07/10/2002 HDEMESS1 00000043 10021698

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130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

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Docket No.: 2976-4044US1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : KEITH et al. Group Art Unit: TBA  
Serial No. : 10/021,698 Examiner: TBA  
Filed : October 22, 2001  
For : NUCLEOTIDE AND AMINO ACID SEQUENCES  
RELATING TO RESPIRATORY DISEASES AND OBESITY

BOX: MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

**ATTENTION: OFFICIAL DRAFTSPERSON**

**FORMAL DRAWINGS TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith for filing in the above-identified patent application are corrected  
FORMAL DRAWINGS for Figures 1A through 28C (104 sheets), filed in response to the Notice of  
Missing Parts dated March 7, 2002, a copy of which is enclosed herewith.


**AUTHORIZATION**

No fee is believed to be due for the filing of the corrected formal drawings. However, if  
any fee related to this filing is deemed to be properly assessable in this application, the Commissioner is  
hereby authorized to charge such fees to Deposit Account No. 13-4500, Order No. 2976-4044US1. A  
DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, LLP

Dated: July 2, 2002

By:   
Caryn DeHoratius  
Registration No. 45,881

Correspondence Address:  
MORGAN & FINNEGAN, LLP  
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